

**THE HONOURABLE SRI JUSTICE
V.ESWARAIAH**

W.P. No. 23722 of 2007

Date:03-12-2007

Between:

Mirza Mustafa Ali Baig and two others

...Petitioners

AND

The Govt. of A.P. rep. by its Chief Secretary, Hyderabad and six others

Respondents

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ORDER:

The petitioners seek a writ of mandamus declaring the action of the respondents in not passing any orders on their representation, dated 25.03.2006 for issuance of the pattadar pass books in their favour including transfer in their favour in revenue records in respect of the land admeasuring Ac.48.23 guntas in Sy.Nos.489, 490, 491 and 495 situated at Elimindu village, Ibrahimpatnam mandal, Ranga Reddy District, as illegal and arbitrary and consequently to direct the respondents to transfer the said lands in their favour in revenue records and to issue pattadar pass books in their favour.

It is the case of the petitioners that they are the joint owners of land admeasuring Ac.48.23 guntas in Sy.Nos.489, 490, 491 and 495 situated at Elimindu village, Ibrahimpatnam mandal, Ranga Reddy District being the successors of the original owner. While so, when the third respondent made an attempt to interfere with the possession of the petitioners, the father of the petitioners 2 and 3 and others filed O.S.No.151 of 1976 on the file of the District Munsif, Ibrahimpatnam which was decreed by judgment, dated 28.02.1979, against which Second Appeal No.291 of 1979 on the file of the Additional Chief Judge, City Civil Court, Hyderabad has been and the same was dismissed by judgment, dated 28.07.1981 and thereafter, Second Appeal No.28 of 1982 on the file of this Court was also dismissed on 14.04.1987.

It is stated that the petitioners are in possession of the lands and accordingly they made a representation, dated 25.03.2006 before the respondents. It is stated that though the said representation, dated 25.03.2006 was addressed to the Chief Commissioner of Land

Administration, Hyderabad, but the copies of the same were marked to other respondents including the Mandal Revenue Officer and in fact, an endorsement was also made directing the Mandal Revenue Officer to consider and dispose of the representation. It is stated that the said representation has not been considered and disposed of.

Having regard to the facts of the case, the writ petition is disposed of directing the 5th respondent/M.R.O., Ibrahimpatnam to consider and dispose of the said representation, dated 25.03.2006 if it is pending and not disposed of and if any further information is required from the petitioners, the same may be called for. There shall be no order as to costs.

V.ESWARAIAH, J.

Date:03.12.2007

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